



FEDERATION BOSSES TO HAVE HEARING FRIDAY

MINERS ASSOCIATION DECLARES ARREST ATTEMPT TO BREAK UNION

Secretary of Miners Union States Mineowners Have Million Dollar Fund to Prosecute Union-Officers Will Be Defended By Association.

CHARGES MADE ARE MERELY "TRUMPED UP"

FEDERATION ATTORNEY SAYS THE LAWS OF THE STATE OF IDAHO PREVENT HIS CLIENTS WITH BEING CHARGED AS ACCUSORIES—POLICEMEN REFUSE TO ALLOW PICTURES OF ACCUSED TAKEN.

BOISE, Feb. 21.—The proceedings in the case of Moyer, Haywood and Pettibone today were brief. On the demand of their attorney E. F. Richardson, they were taken to Caldwell this morning and appeared in the probate court for setting the date for their preliminary hearing. The warrant was read to each separately. It charges each with the murder of Frank Steunenberg by causing a bomb to explode against his person. By an agreement soon reached the hearing will be postponed. The statute provides it may be deferred for two days at a time but must be held within six days, if the grand jury is in session. As the grand jury is called to meet Saturday, the defense will not object to having the case go before that body, and the hearing postponed until Friday, with the agreement that there shall be a further adjournment. It is not likely the grand jury will take up this case when it meets, as several cases are ahead. The trip to and from Caldwell was without incident. It had been arranged to secure a photograph of the prisoners at the railroad station in Boise, but a policeman threatened to arrest the photographers.

Steve Adams, arrested at Haines was not taken to Caldwell today as Richardson stated he had not had and instruction to defend him.

Sheriff Sutherland arrived this evening bringing Vincent St. Johns, whom he left in the jail at Caldwell. Captain Swain states he is confident they will soon have Jack Simpkins.

Charges "Trumped Up."

DENVER, Feb. 21.—Aiding Secretary Kerwin of the Western Federation of Miners in an interview tonight characterized the arrest of Moyer, Haywood and Pettibone as a further attempt to break up the Federation. The prime

object, he declared, was to force the Federation to drop the civil suits against the mine owners. "The suits will be pushed," declared Kerwin, "as long as one member of the executive committee is alive."

Kerwin said a meeting of the mineowners of the western states was held secretly a month ago, when a million dollar fund was subscribed "to further the effort to break up the Western Federation of Miners." Moyer and Haywood, Kerwin asserts, knew a month ago that they were liable to arrest on a "trumped up charge." Kerwin says the Federation has a million dollars available for the defense of the leaders and best legal talent will be engaged, both for the Idaho trials and the civil suits.

Not Employed by Mineowners.

DENVER, Col., Feb. 21.—Representatives of the Cripple Creek Mineowners' Association positively deny that Harry Orchard, who is said to have confessed to the assassination of former Governor Frank Steunenberg, of Idaho, and and to have represented that he was hired by the "inner circle" of the Western Federation of Miners to commit the crime, was never employed by the association or any of its agents as a detective or spy. They say that Orchard offered to sell information to the mineowners' agents concerning a plot to wreck a train on the Florence & Cripple Creek railroad, but that he was regarded with suspicion and his proffer was rejected. After the Independence depot disaster. It is asserted, detective in the employ of the Mineowners' Association had been constantly searching for Orchard who was believed to have caused the explosion which killed fourteen non-union miners, up to the time that he was arrested at Caldwell and charged with the murder of Steunenberg.

GAS OVERCOMES SIXTY MEN IN OLD DOMINION MINE

GLOBE, Ariz.—Feb. 21.—Conditions in the Old Dominion mines are still critical. Efforts are now being directed at lining one compartment of the working shaft with canvass so as to form a flue for the gases. The scheme is already showing good results. The tenth level pumps, which raise a million and a half gallons every twenty-

four hours, have been without attention for twelve hours and it is feared that unless they receive oiling soon, they will cease work, and the mine will be flooded. The interloper shaft, where the fire occurred caved in last night forcing gas through the mine and driving the miners to the surface. Sixty men were overcome, but were recovered.

FAILED TO AGREE.

PORTLAND, Feb. 21.—The jury in the case of Ju Nun charged with the murder of Lee Yek Yee a Chinese merchant failed to agree and was discharged tonight.

JAMES LAING DIES.

HONOLULU, Feb. 20.—James Laing died today at Queen's hospital. He was a Scotchman, sixty-two years old and had been employed here several years as a searcher of records. He is said to have been a fellow of the Royal Geographical Society and to have conveyed the remains of Explorer Livingston from Zanzibar to London and is also said to have been a member of Henry Stanley's Niger expedition.

HAD THE FORESIGHT

Senator Fulton's Attitude on the Rate Bill.

AND COURT-REVIEW CLAUSE

Oregon Man Compels Appreciation of Colleagues by Recognizing Instantly What Long Research by Others Only Hinted.

ASTORIAN NEWS BUREAU, Washington, D. C., Feb. 21.—As the rate regulation bill reaches the voting stage in the senate it is found that the first amendment proposed in that body, which was by the senior Oregon senator carried the substance of the court-review provision which the senate insists upon.

At the time that Senator Fulton offered his amendment to the leading measure in the senate, discussion of the question had not been indulged this session on the floor. His statement did not receive greater attention than than tributes for its clearness, able argument and legal accuracy. But soon after the Fulton amendment was submitted and spoken upon, the Hepburn bill came from the house, having no provision for court review. Champions of the Hepburn measure argued that the implied right of the courts to review when confiscatory rates were imposed, made it unnecessary to incorporate such a clause in the proposed law.

Senators began an exhaustive research into the legal aspects of the proposition, with the result it soon developed that the best lawyers consulted thought a specific statement regarding the review of the acts by the Interstate Commerce Commission should be incorporated into the proposed law. Some held that the specific right of review should be granted not only when a rate imposed by the commission was confiscatory, but when a prima facie case had been made out of the unreasonableness of the rate. These thought the court should be authorized to review, and after finding the rate unreasonable toward either side, should have

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PASS PURE FOOD BILL

Senate Passes Measure After Fifteen Years.

VOTE WAS DECISIVE

Measure is Passed By Vote of Sixty-Three to Four.

MANY IMPORTANT PROVISIONS

Bill Prohibits Sale or Manufacture of Adulterated Foods, Drugs, etc., in Territories or District of Columbia.

WASHINGTON, Feb. 21.—After fifteen years, more or less of serious consideration of the subject, the Senate today passed the pure food bill by a decisive vote of 63 to 4. The bill makes it a misdemeanor to manufacture or sell adulterated or misbranded food, drugs, medicines or liquors in territories, the district of Columbia and the insular possessions and prohibits the shipment or receipt of such goods from one state to another or to a foreign country. The punishment is a fine of \$500 or one year's imprisonment or both.

WILL NOT OPPOSE.

President Will Let Committee Use Judgment on Rate Bill Provisions.

WASHINGTON, Authoritative announcement will be made to the senate committee on inter-state commerce when it meets Friday to vote on the rate bill, that the president will not attempt to oppose the amendment to the Hepburn bill, that he will leave the committee free to exercise its best judgment, but that if congress passes a bill which does not meet his approval he will content himself with vetoing it.

This announcement followed a conference at the White House and similar others, held last week. A compromise amendment, said to have been drafted by Senator Knox is under consideration. The draft is revised form however is said not to be satisfactory to Hepburn. Briefly the amendment gives any complainant authority to petition the circuit court by asserting the rate fixed by the commission to be illegal, and that the order of the commission is unlawful and authorizes the court to determine whether the commission exceeds its authority. Conservative members of the committee assert they have enough votes to amend the Hepburn bill if they are not placed in a position opposing the President's policy.

GARFIELD ON STAND.

CHICAGO, Feb. 21.—Commissioner Garfield was again on the witness stand in the packers' case today and made positive denials of the assertions of the packers that the information he received could be regarded as confidential or that they would be compelled to give up the information. The latter part of the day was occupied in the identification of letters.

NO DETAILS OBTAINABLE.

LONDON, Feb. 21.—No details of the loss of a British force in Northern Nigeria were received here owing to the distance of the place from a telegraph line. It is believed the French troops also suffered, as they are mentioned in connection with the affair. It is believed there is serious trouble to the northeast of Sokoto, where a New Mahdi has appeared.

RE-INSPECTION ORDERED.

SEATTLE, Feb. 21.—As an outgrowth of the Valencia inquiry a re-inspection was ordered by the secretary of the navy on the request of the department of commerce and labor of all the vessels in the Seattle harbor. The Re-inspection which will begin Friday will be under the direction of Lieutenants Reshaw and Coontz and Carpenter Hamburger of the navy.

G. A. R. CHAPLIN DIES.

CHAPMAN, Kansas, Feb. 21.—Rev. Father J. F. Leary, chaplain in chief of the Grand Army of Republic, died tonight after a long illness, aged 61. He was born in Ogdensburg N. Y.

HAS MET FOUL PLAY

Nephew of Ex-Senator Bard Believed to Be Murdered.

DISAPPEARED IN BRUSSELS

Young Bard Went to Brussels to Study on Violin, Becomes Infatuated With French Girl and Suddenly Disappears.

NEW YORK, Feb. 21.—That Albert M. Bard, a nephew of former United States Senator Bard, has dropped out of sight in Brussels, Belgium and that it is believed he has met with foul play, is the statement of detective John I. Forgarty, sent by Bard's relatives to Belgium to search for the young man. Bard who was an accomplished musician, went to Brussels to study with a prominent teacher on the violin. The young man notified his uncle that he intended to leave Brussels so as to arrive in this country on October 20. His uncle met the boat, but the young man failed to arrive. The senator cabled his bankers at Brussels, and found the young man had drawn his money and disappeared from the hotel. Forgarty then went to Brussels. He found Bard's possessions intact at his room in the hotel, where he had been staying, but no trace of young Bard. Forgarty also learned Bard was intensely interested in a young French woman, also a musician who has also disappeared. Replying to questions, Forgarty said Bard is dead and is believed to have met foul play.

PESSIMISTIC FEELING

Moroccan Conference Believed a Failure.

NO PROGRESS MADE

Unless Germany Modifies Demands Conference is Bound to Fail.

POWERS SIDE WITH FRANCE

All Powers at Moroccan Conference, Excepting Austria, Sympathize with France—Germany May Give in Because of This Fact

LONDON, Feb. 21.—Great Britain is still pessimistic in respect to the Moroccan conference. Officials believe the delegates will leave Algiers without solving the question of policing Morocco, unless Germany withdraws her demands for international control of the Gendarmie. In some quarters it is believed Germany at the last moment finding all the powers excepting, possibly Austria sympathizing with France, will agree to a compromise offered by the French delegates. On this account France will be urged to allow a continuance of the conference.

Suggests Solution.

BERLIN, Feb. 21.—The Cologne Gazette expresses the belief that a possible solution of the Moroccan police question lies in the appointment of French and Spanish officers over the native force, the officers themselves to be under the inspection of some neutral power, but in Moroccan service.

Not Advised.

WASHINGTON, Feb. 21.—A statement was made in official circles today of proposals and counter proposals being made at Algiers, but the outlook is not quite so favorable as two days ago. So far the officials are not advised of the intention of the conference to terminate its sessions within a fortnight.

REPORT UNTRUE.

LONDON, Feb. 21.—There is no confirmation of the reported explosion of the British barracks at Khartoum as published in the Evening News Tuesday. It is now believed the report is untrue.

HULL URGES READINESS FOR ORIENTAL TROUBLE

WASHINGTON, Feb. 21.—Chairman Hull, of the military affairs committee, in presenting the army appropriation bill to the house today urged the necessity of readiness for trouble in the Orient. He took Minister Rockhill at Peking to task for indicating to the Chinese officials that the United States in-

tended returning the \$20,000,000 Boxer indemnity paid. Statements of this kind, he said will be considered an indication of fear on the part of the United States rather than generosity. Hull does not believe Japan has ulterior motives in China, but her interests are identical to those of America.